Date

Dec. 12, 2001

1 2002

Center 2600

Please type a plus sign (+) inside this box PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

09/887,606 Application Number TRANSMITTAL June 22, 2001 **Filing Date** RECEIVED **FORM** Scarpino, F. **First Named Inventor** JAN (to be used for all correspondence after initial filing) Group Art Unit 2644 Technology **Examiner Name** TRD021IA Attorney Docket Number Total Number of Pages in This Submission **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers (for an Application) Fee Transmittal Form to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Change of Correspondence Address Other Enclosure(s) (please **Extension of Time Request** identify below): Terminal Disclaimer Notification of Change in Status in Express Abandonment Request Subject Application Pursuant to 37 Request for Refund CFR 1.27(g)(2) and Payment of Deficiency Owed Pursuant to 37 CFR Information Disclosure Statement CD, Number of CD(s) 1.28(c); and Return postcard Certified Copy of Priority Document(s) Remarks Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Robert L. Showafter Individual name Signature

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: Dec. 12, 2001 Robert L. Showalter Typed or printed name 12/12/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

JAN 0 7 2002

AC

PTO/SB/17 (10-01)
Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE soond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 517

Comple	te if Known		1
Application Number	09/887,606		
Filing Date	June 22, 2001	REC	
First Named Inventor	Scarpino, F.	1120	EIVED
Examiner Name			
Group Art Unit	2644		1 2002
Attorney Docket No.	TRD021IA	chnology	Center 2000
			2600

FEE CALCULATION (continued) **METHOD OF PAYMENT** The Commissioner is hereby authorized to charge 3. ADDITIONAL FEES indicated fees and credit any overpayments to: Large Small Deposit Entity Entity Fee Fee Fee Fee Code (\$) Fee Pald **Fee Description** Deposit 130 205 65 Surcharge - late filing fee or oath Surcharge - late provisional filing fee or cover sheet 127 50 227 25 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 139 130 139 130 Non-English specification Applicant claims small entity status. See 37 CFR 1.27 147 2,520 147 2,520 For filing a request for ex parte reexamination **Payment Enclosed:** Requesting publication of SIR prior to Examiner action 112 920* 112 920 Check Credit card Money Order Requesting publication of SIR after Examiner action 1.840* 113 1.840 **FEE CALCULATION** Extension for reply within first month 110 215 55 1. BASIC FILING FEE 216 200 Extension for reply within second month 400 Large Entity Small Entity Fee Fee Fee Fee Code (\$) Fee Description 920 217 460 Extension for reply within third month Fee Paid 1,440 218 720 Extension for reply within fourth month 101 740 201 370 Utility filing fee 128 1,960 228 980 Extension for reply within fifth month 106 330 206 165 Design filing fee 320 219 160 Notice of Appeal 107 510 207 255 Plant filing fee 320 220 160 Filing a brief in support of an appeal 108 740 208 370 Reissue filing fee 221 140 280 Request for oral hearing 80 Provisional filing fee 138 1.510 138 1.510 Petition to institute a public use proceeding SUBTOTAL (1) (\$) 110 240 55 Petition to revive - unavoidable 140 2. EXTRA CLAIM FEES 141 1,280 241 640 Petition to revive - unintentional Fee from 142 1 280 242 640 Utility issue fee (or reissue) Fee Paid Extra Claims below 243 230 -20** = 460 Design issue fee Total Claims Independent Claims - 3** = 620 244 310 Plant issue fee 144 Multiple Dependent 122 130 122 130 Petitions to the Commissioner 123 Processing fee under 37 CFR 1.17(q) 50 50 Large Entity Small Entity 126 180 126 180 Submission of Information Disclosure Stmt Fee Fee Code (\$) Fee Description Code (\$) Recording each patent assignment per 40 581 581 property (times number of properties) Claims in excess of 20 103 18 203 9 Filing a submission after final rejection (37 CFR § 1.129(a)) 740 202 42 Independent claims in excess of 3 246 370 102 84 104 280 204 140 Multiple dependent claim, if not paid For each additional invention to be examined (37 CFR § 1.129(b)) ** Reissue independent claims over original patent 109 209 Request for Continued Examination (RCE) ** Reissue claims in excess of 20 210 110 18 and over original patent 900 169 900 Request for expedited examination 169 of a design application
Other fee (specify) Deficiency Owed Pursuant to 37 CFR 1.28(c) 517 (\$) SUBTOTAL (2) SUBTOTAL (3) *Reduced by Basic Filing Fee Paid *or number previously paid, if greater; For Reissues, see above

SUBMITTED BY	Complete (if applicable)				
Name (Print/Type)	Robert L, Showalter	Registration No. (Attorney/Agent)	33,579	Telephone	937/438-6848
Signature	Molo	· · · · · · · · · · · · · · · · · · ·		Date	121201

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

JAN 1 1 2002

Application of

Technology Center 2600

. . 61

Applicant(s)

Scarpino, et al.

Serial No.

09/887,606

Filed

June 22, 2001

Title

FREQUENCY RESPONSES, APPARATUS AND

METHODS FOR THE HARMONIC ENHANCEMENT

OF AUDIO SIGNALS

Group Art Unit

2644

Docket

TRD021IA

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents,

Washington, D.C. 20231 on December 12, 2001.

Assistant Commissioner for Patents Washington, DC 20231

Sir:

Notification of Change in Status in Subject Application Pursuant to 37 CFR 1.27(g)(2) and Payment of Deficiency Owed Pursuant to 37 CFR 1.28(c)

The assignee of the present application entered into a license agreement with a concern having more than 500 employees on April 19, 2001. The license agreement involves the subject matter of the present application. Accordingly, the status of the present application should be changed from "small" to "large."

The status of the assignee of the present application was established in error, but in good faith, as a "small entity" when the application was filed. However, because the assignee had entered into a license agreement concerning the subject matter of this application prior to the filing date of this application, the filing fee should have been paid at the large entity rate.

ustment date: 01/10/2002 MBERHE 72001 HBIZUNES 00000051 110978 09887606 355.00 CR

FC:202 01/10/2002 MBERHE

120.00 CR 09887606 00000103 110978

517.00 OP

01 FC:101 02 FC:102 223.00 CH 252.00 CH Docket No. TRD021IA Page 2

Itemization of the Deficiency Payment as Required by 37 CFR 1.28(c)(2)

Type of Fee Erroneously Paid – Filing Fee (Including Extra Claim Fee for 3 Independent Claims)

Current Fee Amount – (Filing Fee) \$740.00 + (Extra Claim Fee for 3 Independent Claims) \$252 = \$992.00

Small Entity Fee Paid on June 22, 2001 -- \$475.00 The Deficiency Amount Owed-- \$517.00

Applicants respectfully request that the status of the present application be changed from "small" to "large." Applicants further respectfully request that the errors in payment of the above fees be excused and the enclosed sum of \$517.00 be accepted as payment for the deficiency owed.

Respectfully submitted,

STEVENS & SHOWALTER, L.L.P.

By

Robert L. Showalter, Reg. No. 33,579

7019 Corporate Way

Dayton, Ohio 45459-4238 Telephone: (937) 438-6848

Facsimile: (937) 438-2124

Email: showalter@speakeasy.net